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November 30, 2005

By Electronic Filing

Marlene H. Dortch, Secretary
Federal Communications Commission
445 Twelfth Street, SW, TW-A325
Washington, DC 20554

**Re: Television Station Section 339(a)(2)(D)(vii) Waiver Request
WVLA-DT, Baton Rouge, LA (FIN: 70021)
MB DOCKET NO. 05-317**

Dear Ms. Dortch:

On behalf of Knight Broadcasting of Baton Rouge License Corp., the permittee of Station WVLA-DT, Baton Rouge, Louisiana ("WVLA"), and pursuant to Section 339(a)(2)(D) of the Communications Act of 1934 (the "Act"), as amended by the Satellite Home Viewer Extension and Reauthorization Act of 2004 ("SHVERA"),¹ the purpose of this correspondence is to request a six month waiver of digital testing to prohibit satellite subscribers from receiving or conducting digital signal strength tests to import distant network signals. Good cause exists for the instant waiver request because it meets the waiver criteria under Sections 339(a)(2)(D)(viii)(III) (force majeure) and 339(a)(2)(D)(viii)(V) (substantial technical problems that result in a station experiencing a substantial decrease in its coverage area solely due to actions to avoid interference with emergency response providers) of the Act.

In order to provide initial digital service, WVLA requested and received Special Temporary Authority from the Commission to operate at reduced DTV power by mounting a non-directional antenna on an existing tower in Baton Rouge, the station's city of license. While the station was in the process of installing the necessary equipment at the location, the site was evacuated due to Hurricane Katrina. Completion of construction of the station's authorized DTV facilities was further delayed in Hurricane Katrina's aftermath because FM radio station WYNK is co-located on the tower, and is one of the primary Emergency Alert System stations in the New Orleans' region that

¹ See 47 U.S.C. § 339(a)(2)(D) as amended by Section 204 of SHVERA.

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supported disaster relief efforts and could not be taken off the air during that time to allow WVLA to resume construction. Hurricane Katrina has also created a significant backlog with respect to the scheduling of tower crews in the Baton Rouge area and, therefore, the earliest WVLA was able to schedule a crew to work on the construction of the station's fully authorized facilities was the first part of December 2005.

Accordingly, the various delays resulting from Hurricane Katrina and the inability of WVLA to complete construction of its fully authorized facilities while co-located WYNK(FM) was providing necessary EAS information in Hurricane Katrina's aftermath, warrant a six month waiver of digital testing to prohibit satellite subscribers from receiving or conducting a digital signal strength test under Section 339 of the Act. As a result, Knight Broadcasting of Baton Rouge License Corp. respectfully requests that the Commission grant the requested waiver.

Should there be any questions regarding this matter, please contact the undersigned.

Very truly yours,

/s/

Kathryn R. Schmeltzer
Paul A. Cicelski

*Counsel for Knight Broadcasting of Baton
Rouge License Corp.*

cc: Nazifa Sawez (by hand delivery)

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